



Entered on Docket
January 07, 2008

Kim Ri

**Hon. Linda B. Riegle
United States Bankruptcy Judge**

LEWIS AND ROCA LLP

3993 Howard Hughes Parkway, Suite 600
Las Vegas, NV 89169-5996
Facsimile (702) 949-8321
Telephone (702) 949-8320

Susan M. Freeman AZ State Bar No. 004199
Email: sfreeman@lrlaw.com
Rob Charles NV State Bar No. 006593
Email: rcharles@lrlaw.com

Attorneys for USACM Liquidating Trust

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA**

In re:

USA COMMERCIAL MORTGAGE COMPANY,

USA CAPITAL REALTY ADVISORS, LLC,

USA CAPITAL DIVERSIFIED TRUST DEED FUND,
LLC,

USA CAPITAL FIRST TRUST DEED FUND, LLC,

Debtors.

Case No. BK-S-06-10725-LBR
Case No. BK-S-06-10726-LBR
Case No. BK-S-06-10727-LBR
Case No. BK-S-06-10728-LBR
Case No. BK-S-06-10729-LBR

CHAPTER 11

Jointly Administered Under Case No. BK-S-06-10725 LBR

Hearing Date: December 20, 2007
Hearing Time: 9:30 a.m.

Affects:

- All Debtors
- USA Commercial Mortgage Company
- USA Capital Realty Advisors, LLC
- USA Capital Diversified Trust Deed Fund, LLC
- USA Capital First Trust Deed Fund, LLC
- USA Securities, LLC

LEWIS
ROCA
LAWYERS

1 ORDER DENYING WITHOUT PREJUDICE THE ELEVENTH OMNIBUS
2 OBJECTION OF THE USACM LIQUIDATING TRUST TO PROOFS OF CLAIM
3 FOR LACK OF DOCUMENTATION

4 Pending before the Court is the USACM Liquidating Trust's (the "USACM Trust")
5 Eleventh Omnibus Objection to Proofs of Claim for Lack of Documentation ("Objection")
6 [DE 5377]. The Court heard the Objection on December 20, 2007 and determined that the
7 USACM Trust had improperly noticed the objection. Accordingly,

8 IT IS ORDERED denying the Objection without prejudice.

9 # # #

10 PREPARED AND SUBMITTED:

11 LEWIS AND ROCA LLP

12 By: /s/ RC (#0006593)
13 Susan M. Freeman
14 Rob Charles
15 *Attorneys for USACM Liquidating Trust*

16 APPROVED: 

17 OFFICE OF THE U.S. TRUSTEE

18 August B. Landis, Esq.
19 Scott A. Farrow, Esq.
20 300 Las Vegas Boulevard, Suite 4300
21 Las Vegas, NV 89101

22

23

24

25

26

LEWIS
ANDROCA
LLP

LAWYERS

1 In accordance with Local Rule 9021, the undersigned certifies:

2 The Court waived the requirements of LR 9021.

3 I have delivered a copy of this proposed order to all attorneys and unrepresented
4 parties who have appeared at the hearing regarding this matter and/or who filed
a written objection and each has:

5 approved the form of this order;

6 waived the right to review the order;

7 failed to file and serve papers in accordance with LR 9021(c); and/or

8 failed to sign and return this proposed order within five (5) business days
9 in accordance with LR 9021(b).

10 I have delivered a copy of this proposed order to all attorneys and unrepresented
11 parties who appeared at the hearing regarding this matter and/or who filed a
written objection and all have either approved the form of this order, waived the
12 right to review the order, failed to file and serve papers in accordance with LR
9021(c) and the following have disapproved the form of the order.

13 No opposition was filed and no other party or counsel appeared at the hearing.

14 **LEWIS AND ROCA LLP**

15 By: /s/ RC (#0006593)

16 Susan M. Freeman
17 Rob Charles
17 *Attorneys for USACM Liquidating Trust*

18

19

20

21

22

23

24

25

26